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**TERMINAL DISCLAIMER TO OBTAIN A PROVISIONAL DOUBLE PATENTING  
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)  
BSA 02-29

In re Application of: F. William Studier

Application No.: 10/675,936

Filed: September 30, 2003

For: High Density Growth of T7 Expression Strains with Auto-Induction Option

The owner\*, Brookhaven Science Associates, LLC, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending **reference** Application Number 11/741,282, filed on April 27, 2007, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said **reference** application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending **reference** application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the **reference** application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

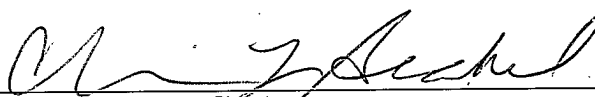
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 45,772

  
\_\_\_\_\_  
Signature

December 23, 2008  
\_\_\_\_\_  
Date

Christine L. Brakel  
\_\_\_\_\_  
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(631) 344-7134  
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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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